

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

PAMELA S. ANTON, an individual,  
Plaintiff,

-v-

Case No. 01-40098

SBC GLOBAL SERVICES, INC.,  
Defendant./

CHERYL FREEMAN SNIPES, an individual,  
Plaintiff,

-v-

Case No. 01-40213

SBC GLOBAL SERVICES, INC.,  
Defendant./

**JURY VERDICT**  
**BEFORE THE HONORABLE SEAN F. COX**  
United States District Court  
257 U.S. Courthouse  
231 West Lafayette  
Detroit, Michigan 48226  
**(Tuesday, August 28, 2007)**

APPEARANCES: DAVID A. LAWRENCE, ESQUIRE  
DAVID L. MARTIN, ESQUIRE  
PHILLIP L. STERNBERG, ESQUIRE  
Appearing on behalf of the Plaintiff.

DAVID R. DEROMEDI, ESQUIRE  
MICHELLE ALAMO, ESQUIRE  
Appearing on behalf of the Defendant.

REPORTED BY: MARIE METCALF, CSMR, CVR, CM  
Official Court Reporter  
257 U.S. Courthouse  
231 W. Lafayette  
Detroit, Michigan 48226  
(313)962-3832

I N D E X

Proceedings - Tuesday, August 28, 2007

*VERDICT*

Detroit, Michigan

Tuesday, August 28, 2007

At about 3:09 p.m.

\* \* \*

DEPUTY COURT CLERK: United States

District Court for the Eastern District of Michigan is now in session, the Honorable Sean Cox, United States District Court, presiding.

Please be seated.

The Court calls case numbers 01-40098 and 01-40213, Pamela Anton and Cheryl Freeman Snipes versus SBC Global Services, Incorporated.

Will counsel please state their appearances for the record?

MR. LAWRENCE: Good afternoon, Your Honor. David Lawrence on behalf of plaintiffs, along with David Martin and Phil Sternberg for the record, who was in court today and could not be here.

THE COURT: Good afternoon.

MR. LAWRENCE: Good afternoon.

MR. DEROMEDI: Good afternoon, Your Honor. David Deromedi on behalf of defendant, along with Michelle Alamo.

THE COURT: And good afternoon. As you are aware and as we have shared with you, the jury has

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1 provided us with a note that they have reached a verdict.

2 Are the plaintiffs ready to receive the  
3 verdict?

4 MR. LAWRENCE: We are, Your Honor.

5 THE COURT: Defense?

6 MR. DEROMEDI: Yes, Your Honor.

7 THE COURT: All right. Let's bring the  
8 jury out.

9 DEPUTY COURT CLERK: All rise.

10 (Jury in at 3:10 p.m.)

11 DEPUTY COURT CLERK: Please be seated.

12 THE COURT: All right. Will the  
13 foreperson please rise?

14 Has the jury agreed upon a verdict?

15 JUROR SEAT NUMBER THREE: Yes.

16 THE COURT: Could you please hand the  
17 verdict forms to our clerk?

18 JUROR SEAT NUMBER THREE: (Complies).

19 THE COURT: Okay. I'm first going to read  
20 the verdict regarding Pamela Anton.

21 First question, "Did SBC breach the  
22 implied contract for the payment of commissions to Pamela  
23 Anton on her sale of the CCI Data Services Agreement?"  
24 The jury answers "Yes."

25 Question two, "How much commission is owed

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1 to Pamela Anton?" The jury has awarded \$3,141,400.

2 Do either one of you wish to have the jury  
3 polled with respect to the verdict as to Ms. Anton?

4 MR. LAWRENCE: Plaintiffs do not, Your  
5 Honor.

6 MR. DEROMEDI: No, Your Honor.

7 (Sidebar conference held off the  
8 record)

9 THE COURT: Mr. Deromedi, do you wish to  
10 have the jury polled?

11 MR. DEROMEDI: Yes, Your Honor.

12 THE COURT: Ms. Hernandez, this, of  
13 course, is the verdict as to Ms. Anton.

14 DEPUTY COURT CLERK: Thank you.

15 Will the jury please stand and raise your  
16 right hand?

17 (Jury sworn)

18 Thank you. Please be seated.

19 In the matter of Pamela S. Anton, question  
20 number one on the verdict form, "Did SBC breach the  
21 implied contract for payment of commissions to Pamela  
22 Anton on her sale of the CCI Data Services Agreement?"  
23 The answer is "yes."

24 Members of the jury, is that your verdict?

25 JURORS: Yes.

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1 DEPUTY COURT CLERK: Question number two  
2 on the verdict form. "How much commission is owed to  
3 Pamela Anton?" "\$3,141,400."

4 Was that your answer?

5 JURORS: Yes.

6 DEPUTY COURT CLERK: Juror in seat number  
7 one, as you heard me read the verdict form, was that and  
8 is that your verdict?

9 JUROR SEAT NUMBER ONE: Yes.

10 DEPUTY COURT CLERK: Juror in seat number  
11 two, as you heard me read the verdict form, was that and  
12 is that your verdict?

13 JUROR SEAT NUMBER TWO: Yes.

14 DEPUTY COURT CLERK: Juror in seat number  
15 three, as you heard me read the verdict form, was that  
16 and is that your verdict?

17 JUROR SEAT NUMBER THREE: Yes.

18 DEPUTY COURT CLERK: Juror in seat number  
19 four, as you heard me read the verdict form, was that and  
20 is that your verdict?

21 JUROR SEAT NUMBER FOUR: Yes.

22 DEPUTY COURT CLERK: Juror in seat number  
23 five, as you heard me read the verdict, was that and is  
24 that your verdict?

25 JUROR SEAT NUMBER FIVE: Yes.

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1 DEPUTY COURT CLERK: Juror in seat number  
2 six, as you heard me read the verdict, was that and is  
3 that your verdict?

4 JUROR SEAT NUMBER SIX: Yes.

5 DEPUTY COURT CLERK: And juror in seat  
6 number eight, as you heard me read the verdict, was that  
7 and is that your verdict?

8 JUROR SEAT NUMBER EIGHT: Yes.

9 DEPUTY COURT CLERK: Thank you.

10 THE COURT: Mr. Deromedi, are you  
11 satisfied with the polling of the jury as to the verdict  
12 regarding Ms. Anton?

13 MR. DEROMEDI: Yes, Your Honor.

14 THE COURT: Mr. Lawrence?

15 MR. LAWRENCE: I am, Your Honor.

16 THE COURT: All right. Any other issues  
17 regarding Ms. Anton, Mr. Lawrence?

18 MR. LAWRENCE: There are two matters that  
19 were agreed to be for your attention only, Your Honor.

20 THE COURT: Regarding the verdict.

21 MR. LAWRENCE: I'm sorry. No, Your Honor.

22 THE COURT: Mr. Deromedi?

23 MR. DEROMEDI: No, Your Honor.

24 THE COURT: All right. Turning now to the  
25 jury's verdict in the matter of Cheryl Freeman Snipes

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1           versus SBC.

2                           Question number one, "Did SBC breach the  
3           implied contract for the payment of commissions to Cheryl  
4           Freeman Snipes on her sale of the CCI Data Services  
5           Agreement?" The jury answers, "Yes."

6                           Question number two, "How much commission  
7           is owed to Cheryl Freeman Snipes?" And what I'm going to  
8           do right now, I'm going to hand the verdict form back to  
9           the foreperson and ask the foreperson to look at that  
10          number and make sure it's clearly legible for me. Okay?

11                          JUROR SEAT NUMBER THREE: Do you want me  
12          to rewrite it?

13                          THE COURT: There's a number there that  
14          I'm not sure what the second number -- is that a nine?

15                          JUROR SEAT NUMBER THREE: The second  
16          number is a five.

17                          THE COURT: Okay. Could you make sure  
18          it's legible?

19                          JUROR SEAT NUMBER THREE: (Complies).

20                          THE COURT: Okay. Again, question number  
21          two, "How much commission is owed to Cheryl Freeman  
22          Snipes?" And the jury's award is \$3,510,540.

23                          Mr. Lawrence, do you wish the jury polled?

24                          MR. LAWRENCE: No, Your Honor.

25                          THE COURT: Mr. Deromedi?



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1 MR. DEROMEDI: Yes, Your Honor.

2 DEPUTY COURT CLERK: In the matter of  
3 Cheryl Freeman Snipes versus SBC Global Services,  
4 question number one of the verdict form, "Did SBC breach  
5 the implied contract for payment of commission to Cheryl  
6 Freeman Snipes on her sale of the CCI Data Services  
7 Agreement?" The answer is "yes."

8 Members of the jury, is that your verdict?

9 JURORS: Yes.

10 DEPUTY COURT CLERK: As to question number  
11 two, "How much commission is owed to Cheryl Freeman  
12 Snipes?" "\$3,510 --" excuse me. "3,510,540."

13 Members of the jury, is that your verdict?

14 JURORS: Yes.

15 DEPUTY COURT CLERK: Juror in seat number  
16 one, as you heard me read the verdict, was that and is  
17 that your verdict?

18 JUROR SEAT NUMBER ONE: Yes, it is.

19 DEPUTY COURT CLERK: Juror in seat number  
20 two, as you heard me read the verdict, was that and is  
21 that your verdict?

22 JUROR SEAT NUMBER TWO: Yes.

23 DEPUTY COURT CLERK: Juror in seat number  
24 three, as you heard me read the verdict, was that and is  
25 that your verdict?

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1 JUROR SEAT NUMBER THREE: Yes.

2 DEPUTY COURT CLERK: Juror in seat number  
3 four, as you heard me read the verdict, was that and is  
4 that your verdict?

5 JUROR SEAT NUMBER FOUR: Yes.

6 DEPUTY COURT CLERK: Juror in seat number  
7 five, as you heard me read the verdict, was that and is  
8 that your verdict?

9 JUROR SEAT NUMBER FIVE: Yes.

10 DEPUTY COURT CLERK: Juror in seat number  
11 six, as you heard me read the verdict, was that and is  
12 that your verdict?

13 JUROR SEAT NUMBER SIX: Yes.

14 DEPUTY COURT CLERK: And juror in seat  
15 number eight, as you heard me read the verdict, was that  
16 and is that your verdict?

17 JUROR SEAT NUMBER EIGHT: Yes.

18 DEPUTY COURT CLERK: Thank you.

19 THE COURT: All right. Mr. Deromedi, are  
20 you satisfied with the polling of the jury?

21 MR. DEROMEDI: Yes, Your Honor.

22 THE COURT: Mr. Lawrence?

23 MR. LAWRENCE: Yes, Your Honor.

24 THE COURT: All right. Any other issues  
25 before I excuse the jury?

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1 MR. LAWRENCE: No, Your Honor.

2 MR. DEROMEDI: None.

3 THE COURT: Members of the jury, thank you  
4 very much for being with us these last, what, two  
5 and-a-half weeks. You were a very conscientious jury.  
6 You worked very hard. You paid attention. It was a long  
7 trial, you did pay attention. And we're very thankful  
8 for your service here to our court.

9 You are excused from further service with  
10 us. However, I would ask that you all please return to  
11 the jury room and I'll be there in a moment to speak with  
12 you.

13 Thank you very much.

14 DEPUTY COURT CLERK: All rise.

15 (Jury out at 3:20 p.m.)

16 DEPUTY COURT CLERK: Please be seated.

17 THE COURT: Okay. Any other issues before  
18 I excuse you?

19 MR. LAWRENCE: There is, Your Honor. We  
20 filed an additional stipulation for trial. It was  
21 document number 206 in the Anton case. That stipulation  
22 provides that if the jury finds that additional  
23 commissions are due to plaintiff, Pamela Anton, she shall  
24 be further entitled to a quarterly multiplier bonus equal  
25 to an additional 21 percent of the commissions awarded.

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1 The Judge, not the jury, shall make this calculation,  
2 paren, i.e. point two one times the commission due equals  
3 the quarterly multiplier bonus, close paren, and add it  
4 to the judgment amount for plaintiff, Pamela Anton.

5 That was our stipulation -- we had agreed  
6 to take that away from the jury since it was a simple  
7 math calculation.

8 THE COURT: Okay. So --

9 MR. LAWRENCE: You take the verdict amount  
10 and add another 21 percent to it for Ms. Anton's  
11 judgment.

12 THE COURT: That's fine.

13 MR. LAWRENCE: We can do the math, Judge.

14 THE COURT: We don't need a jury.

15 MR. MARTIN: That's correct.

16 THE COURT: Okay. All right. Anything  
17 else?

18 MR. DEROMEDI: No, Your Honor, nothing  
19 from our end.

20 MR. LAWRENCE: One other thing, Your  
21 Honor, is that plaintiffs would like to move for  
22 statutory interest under the Michigan statute at the  
23 appropriate rate, which I apologize, I didn't check in  
24 the bar journal for that, but we can certainly do the  
25 calculation.

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1 THE COURT: You can make that motion, but  
2 I would suggest -- obviously, you've preserved it.

3 MR. LAWRENCE: That's correct.

4 THE COURT: But if you're going to make  
5 such a request, you're going to have to put it in writing  
6 and give me the authority.

7 MR. LAWRENCE: Very well.

8 Nothing further, Your Honor.

9 MR. DEROMEDI: Nothing further, Your  
10 Honor.

11 THE COURT: Okay. This was a very well  
12 tried case. The parties worked very hard, very hard.  
13 You never know what a jury is going to do with a case.  
14 So I mean, I'm sure one side is very elated, the other  
15 side is very disappointed. But all your clients were  
16 provided with excellent representation.

17 So whatever little that may mean. Okay.

18 MR. LAWRENCE: Thank you, Your Honor.

19 MR. DEROMEDI: Thank you, Your Honor.

20 DEPUTY COURT CLERK: All rise.

21 (Court in recess at 3:23 p.m.)

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**C E R T I F I C A T I O N**

I, Marie J. Metcalf, Official Court  
Reporter for the United States District Court,  
Eastern District of Michigan, Southern Division,  
appointed pursuant to the provisions of Title 28,  
United States Code, Section 753, do hereby certify  
that the foregoing is a correct transcript of the  
proceedings in the above-entitled cause on the date  
hereinbefore set forth.

I do further certify that the foregoing  
transcript has been prepared by me or under my direction.

\s\Marie J. Metcalf \_\_\_\_\_  
Marie J. Metcalf, CSMR-3274, CVR, CM (Date)